

## AIR QUALITY PERMIT

Issued To: T&T Contracting, Inc.  
PO Box 67  
Victor, MT 59875

Permit #3815-01  
Application Complete: 10/15/07  
Preliminary Determination Issued: 11/19/07  
Department Decision Issued:  
Permit Final:  
AFS #777-3815

An air quality permit, with conditions, is hereby granted to T&T Contracting, Inc. (T&T), pursuant to Sections 75-2-204 and 211 of the Montana Code Annotated (MCA), as amended, and the Administrative Rules of Montana (ARM) 17.8.740, *et seq.*, as amended, for the following:

### Section I: Permitted Facilities

#### A. Plant Location

T&T operates a portable crushing/screening facility at various locations throughout Montana. A complete list of the permitted equipment is contained in Section I.A of the permit analysis.

#### B. Current Permit Action

On August 28, 2007, the Department of Environmental Quality (Department) received a Montana Air Quality Permit application from T&T requesting that the Department modify Permit #3815-00. The permit modification requested the addition of six pieces of equipment: four crushers, one screen, and one diesel generator. The modification also requested the addition of an Addendum (Addendum #1) to Permit #3815-00.

Permit #3815-01 was written to include Addendum #1 that will allow T&T to operate at any location in or within 10 kilometers (km) of certain particulate matter with an aerodynamic diameter of 10 microns or less (PM<sub>10</sub>) nonattainment areas during the summer months (April 1 – September 30) and at sites approved by the Department during the winter months (October 1 – March 31). Also, the permit was updated to reflect the current permit language and rule references used by the Department.

### Section II: Conditions and Limitations

#### A. Emission Limitations

1. T&T shall not cause or authorize to be discharged into the atmosphere, from any Standards of Performance for New Stationary Source (NSPS)-affected crusher, any visible emissions that exhibit an opacity of 15% or greater averaged over 6 consecutive minutes (ARM 17.8.340 and 40 Code of Federal Regulations (CFR) 60, Subpart OOO).
2. T&T shall not cause or authorize to be discharged into the atmosphere from any other NSPS-affected equipment, such as screens or conveyor transfers, any visible emissions that exhibit an opacity of 10% or greater averaged over 6 consecutive minutes (ARM 17.8.340, ARM 17.8.752, and 40 CFR 60, Subpart OOO).

3. T&T shall not cause or authorize to be discharged into the atmosphere, from any non-NSPS-affected equipment, any visible emissions that exhibit an opacity of 20% or greater averaged over 6 consecutive minutes (ARM 17.8.308, ARM 17.8.304, and ARM 17.8.752).
4. Water and water spray bars shall be available on site at all times and operated, as necessary, to maintain compliance with the opacity limitations in Sections II.A.1, II.A.2, and II.A.3 (ARM 17.8.752 and ARM 17.8.749).
5. T&T shall not cause or authorize to be discharged into the atmosphere from any street, road, or parking lot any visible fugitive emissions that exhibit an opacity of 20% or greater (ARM 17.8.308 and ARM 17.8.752).
6. T&T shall treat all unpaved portions of the haul roads, access roads, parking lots, or general plant area with water and/or chemical dust suppressant as necessary to maintain compliance with the reasonable precautions limitation in Section II.A.5 (ARM 17.8.749 and ARM 17.8.752).
7. T&T shall not operate more than two screen systems at any given time and the total maximum rated design capacity of the screen systems shall not exceed 530 tons per hour (TPH) (ARM 17.8.749).
8. Screening production from the facility shall be limited to 4,642,800 tons during any rolling 12-month time period (ARM 17.8.749).
9. T&T shall not operate more than five crushers at any given time and the maximum combined rated design capacity of the crushers shall not exceed 1,120 TPH (ARM 17.8.749).
10. Crushing production from the facility shall be limited to 9,811,200 tons during any rolling 12-month time period (ARM 17.8.749).
11. T&T shall not operate more than two diesel engine powered generators at any given time and the maximum rated design capacity of the diesel engines shall not exceed 1,950 horsepower (hp) (ARM 17.8.749).
12. Operation of the two diesel generators shall not exceed 3,285 hours during any rolling 12-month time period (ARM 17.8.749 and ARM 17.8.1204).
13. If the permitted equipment is used in conjunction with any other equipment owned or operated by T&T, at the same site, production shall be limited to correspond with an emission level that does not exceed 250 tons of emissions during any rolling 12-month time period. Any calculations used to establish production levels shall be approved by the Department (ARM 17.8.749).
14. T&T shall comply with all applicable standards and limitations, and the reporting, recordkeeping, testing, and notification requirements contained in 40 CFR 60, Subpart OOO for any applicable crushing/screening operation and associated equipment (ARM 17.8.340 and 40 CFR 60, Subpart OOO).
15. T&T shall comply with all applicable standards and limitations, and the reporting, recordkeeping, and notification requirements contained in 40 CFR 60, Subpart IIII, Standards of Performance for Stationary Compression Ignition Internal Combustion Engines, for any applicable combustion engine (ARM 17.8.340, 40 CFR 60, Subpart IIII).

B. Testing Requirements

1. Within 60 days after achieving the maximum production rate, but no later than 180 days after initial startup, an Environmental Protection Agency (EPA) Method 9 opacity test and/or other methods and procedures, as specified in 40 CFR Part 60.675, must be performed on any NSPS affected equipment to demonstrate compliance with the emissions limitations contained in Sections II.A.1 and II.A.2 (ARM 17.8.340 and 40 CFR 60, Subpart A and Subpart OOO).
2. All compliance source tests shall conform to the requirements of the Montana Source Test Protocol and Procedures Manual (ARM 17.8.106).
3. The Department may require further testing (ARM 17.8.105).

C. Operational Reporting Requirements

1. If this portable crushing/screening plant is moved to another location, an Intent to Transfer Form must be sent to the Department's Air Resources Management Bureau. In addition, a Public Notice Form for Change of Location must be published in a newspaper of general circulation in the area to which the transfer is to be made, at least 15 days prior to the move. The Intent to Transfer Form and the proof of publication (affidavit) of the Public Notice Form for Change of Location must be submitted to the Department prior to the move. These forms are available from the Department (ARM 17.8.765).
2. T&T shall maintain on-site records showing daily hours of operation and daily production rates for the last 12 months. All records compiled in accordance with this permit shall be maintained by T&T as a permanent business record for at least 5 years following the date of the measurement, must be submitted to the Department upon request, and must be available at the plant site for inspection by the Department (ARM 17.8.749).
3. T&T shall supply the Department with annual production information for all emission points, as required by the Department in the annual emission inventory request. The request will include, but is not limited to, all sources of emissions identified in the most recent emission inventory report and sources identified in Section I.A of the permit analysis.

Production information shall be gathered on a calendar-year basis and submitted to the Department by the date required in the emission inventory request. Information shall be in units as required by the Department. This information may be used for calculating operating fees, based on actual emissions from the facility, and/or to verify compliance with permit limitations (ARM 17.8.505).

4. T&T shall notify the Department of any construction or improvement project conducted, pursuant to ARM 17.8.745 that would include ***the addition of a new emissions unit***, a change in control equipment, stack height, stack diameter, stack flow, stack gas temperature, source location, or fuel specifications, or would result in an increase in source capacity above its permitted operation. The notice must be submitted to the Department, in writing, 10 days prior to start-up or use of the proposed de minimis change, or as soon as reasonably practicable in the event of an unanticipated circumstance causing the de minimis change, and must include the information requested in ARM 17.8.745(1)(d) (ARM 17.8.745).
5. T&T shall document, by month, the screening production from the facility. By the

25<sup>th</sup> day of each month, T&T shall calculate the sum total of the screening production from the facility for the previous month. The monthly information will be used to verify compliance with the rolling 12-month limitation in Section II.A.8. The information for each of the previous months shall be submitted along with the annual emission inventory (ARM 17.8.749).

6. T&T shall document, by month, the crushing production from the facility. By the 25<sup>th</sup> day of each month, T&T shall calculate the crushing production from the facility for the previous month. The monthly information will be used to verify compliance with the rolling 12-month limitation in Section II.A.10. The information for each of the previous months shall be submitted along with the annual emission inventory (ARM 17.8.749).
7. T&T shall document, by month, the hours of operation of the diesel generators. By the 25<sup>th</sup> day of each month, T&T shall calculate the hours of operation for the diesel generators for the previous month. The monthly information will be used to verify compliance with the rolling 12-month limitation in Section II.A.12. The information for each of the previous months shall be submitted along with the annual emission inventory (ARM 17.8.749).
8. T&T shall annually certify that its emissions are less than those that would require the facility to obtain an air quality operating permit as required by ARM 17.8.1204(3)(b). The annual certification shall comply with the certification requirements of ARM 17.8.1207. The annual certification shall be submitted along with the annual emissions inventory information (ARM 17.8.749 and ARM 17.8.1204).

Section III: General Conditions

- A. Inspection - T&T shall allow the Department's representatives access to the source at all reasonable times for the purpose of making inspections or surveys, collecting samples, obtaining data, auditing any monitoring equipment (CEMS, CERMS) or observing any monitoring or testing, and otherwise conducting all necessary functions related to this permit.
- B. Waiver - The permit and all the terms, conditions, and matters stated herein shall be deemed accepted if T&T fails to appeal as indicated below.
- C. Compliance with Statutes and Regulations - Nothing in this permit shall be construed as relieving T&T of the responsibility for complying with any applicable federal or Montana statute, rule or standard, except as specifically provided in ARM 17.8.740, *et seq.* (ARM 17.8.756).
- D. Enforcement - Violations of limitations, conditions and requirements contained herein may constitute grounds for permit revocation, penalties or other enforcement as specified in Section 75-2-401 *et seq.*, MCA.
- E. Appeals – Any person or persons jointly or severally adversely affected by the Department's decision may request, within 15 days after the Department renders its decision, upon affidavit setting forth the grounds therefore, a hearing before the Board of Environmental Review (Board). A hearing shall be held under the provisions of the Montana Administrative Procedures Act. The filing of a request for a hearing does not stay the Department's decision, unless the Board issues a stay upon receipt of a petition

and a finding that a stay is appropriate under Section 75-2-211(11)(b), MCA. The issuance of a stay on a permit by the Board postpones the effective date of the Department's decision until conclusion of the hearing and issuance of a final decision by the Board. If a stay is not issued by the Board, the Department's decision on the application is final 16 days after the Department's decision is made.

- F. Permit Inspection - As required by ARM 17.8.755, Inspection of Permit, a copy of the air quality permit shall be made available for inspection by Department personnel at the location of the permitted source.
- G. Permit Fees - Pursuant to Section 75-2-220, MCA, as amended by the 1991 Legislature, failure to pay the annual operation fee by T&T may be grounds for revocation of this permit, as required by that section and rules adopted thereunder by the Board.
- H. Construction Commencement - Construction must begin within 3 years of permit issuance and proceed with due diligence until the project is complete or the permit shall be revoked (ARM 17.8.762).
- I. The Department may modify the conditions of this permit based on local conditions of any future site. These factors may include, but are not limited to, local terrain, meteorological conditions, proximity to residences, etc.
- J. T&T shall comply with the conditions contained in this permit while operating at any location in Montana, except within those areas having a Department-approved permitting program.

PERMIT ANALYSIS  
T&T Contracting, Inc.  
Permit Number 3815-01

I. Introduction/Process Description

A. Permitted Equipment

T&T Contracting, Inc. (T&T) owns and operates a portable crushing/screening facility consisting of five crushers (up to 1,120 tons per hour (TPH) total), two 3-deck screens (up to 530 TPH total), two diesel engines/generators (up to 1,950 horsepower (hp) total), and associated equipment.

B. Process Description

T&T proposes to use this crushing/screening plant and associated equipment to crush sand and gravel materials for use in various construction operations. For a typical operational setup, materials are loaded into the crushing/screening plant by a feeder, transferred by conveyor, and passed through the crushers. Materials are crushed by the crusher and sent to the screens. Materials are screened, separated, and sent to stockpile for sale and use in construction operations.

C. Permit History

On April 19, 2006, T&T submitted a complete Montana Air Quality Permit (MAQP) application for the operation of a portable crushing/screening facility consisting of a feeder, a 1985 El-Jay 45" Cone Crusher (130 TPH), a Telesmith 3-deck screen (130 TPH), a 300 kilowatt (kW) diesel engine/generator, and associated equipment. The proposed original location for the facility was Section 6, Township 10 North, Range 19 West, in Ravalli County, Montana. Permit #3815-00 applied to the source while operating at any location in Montana, except within those areas having a Department of Environmental Quality (Department) approved permitting program, those areas considered tribal lands, or those areas in or within 10 kilometers (km) of certain particulate matter with an aerodynamic diameter of 10 microns or less (PM<sub>10</sub>) nonattainment areas. A Missoula County air quality permit was required for locations within Missoula County, Montana. An addendum to this air quality permit was also required for locations in or within 10 km of certain PM<sub>10</sub> nonattainment areas. **Permit #3815-00** was issued final on June 1, 2006.

D. Current Permit Action

On August 28, 2007, the Department received an MAQP application from T&T requesting that the Department modify Permit #3815-00. The application was deemed complete with the addition of requested information provided to the Department on September 20, 2007, and October 15, 2007. The permit modification requested the addition of six pieces of equipment: four crushers, one screen, and one diesel generator. The modification also requested the addition of an Addendum (Addendum #1) to Permit #3815-00.

Permit #3815-01 was written to include Addendum #1 that will allow T&T to operate at any location in or within 10 km of certain PM<sub>10</sub> nonattainment areas during the summer months (April 1 – September 30) and at sites approved by the Department during the winter months (October 1 – March 31). Also, the permit was updated to reflect the current permit language and rule references used by the Department. **Permit #3815-01** replaces Permit #3815-00.

E. Additional Information

Additional information, such as applicable rules and regulations, Best Available Control Technology (BACT)/Reasonably Available Control Technology (RACT) determinations, air quality impacts, and environmental assessments, is included in the analysis associated with each change to the permit.

II. Applicable Rules and Regulations

The following are partial explanations of some applicable rules and regulations that apply to the facility. The complete rules are stated in the Administrative Rules of Montana (ARM) and are available, upon request, from the Department. Upon request, the Department will provide references for locations of complete copies of all applicable rules and regulations or copies where appropriate.

A. ARM 17.8, Subchapter 1 - General Provisions, including, but not limited to:

1. ARM 17.8.101 Definitions. This rule is a list of applicable definitions used in this subchapter, unless indicated otherwise in a specific subchapter.
2. ARM 17.8.105 Testing Requirements. Any person or persons responsible for the emission of any air contaminant into the outdoor atmosphere shall, upon written request of the Department, provide the facilities and necessary equipment (including instruments and sensing devices) and shall conduct tests, emission or ambient, for such periods of time as may be necessary using methods approved by the Department.
3. ARM 17.8.106 Source Testing Protocol. The requirements of this rule apply to any emission source testing conducted by the Department, any source, or other entity as required by any rule in this chapter, or any permit or order issued pursuant to this chapter, or the provisions of the Clean Air Act of Montana, 75-2-101, *et seq.*, Montana Code Annotated (MCA).

T&T shall comply with all requirements contained in the Montana Source Test Protocol and Procedures Manual, including, but not limited to, using the proper test methods and supplying the required reports. A copy of the Montana Source Test Protocol and Procedures Manual is available from the Department upon request.

4. ARM 17.8.110 Malfunctions. (2) The Department must be notified promptly by telephone whenever a malfunction occurs that can be expected to create emissions in excess of any applicable emission limitation or to continue for a period greater than 4 hours.
5. ARM 17.8.111 Circumvention. (1) No person shall cause or permit the installation or use of any device or any means which, without resulting in reduction in the total amount of air contaminant emitted, conceals or dilutes an emission of air contaminant that would otherwise violate an air pollution control regulation. (2) No equipment that may produce emissions shall be operated or maintained in such a manner that a public nuisance is created.

B. ARM 17.8, Subchapter 2 - Ambient Air Quality, including, but not limited to:

1. ARM 17.8.210 Ambient Air Quality Standards for Sulfur Dioxide
2. ARM 17.8.211 Ambient Air Quality Standards for Nitrogen Dioxide
3. ARM 17.8.212 Ambient Air Quality Standards for Carbon Monoxide
4. ARM 17.8.220 Ambient Air Quality Standard for Settled Particulate Matter
5. ARM 17.8.223 Ambient Air Quality Standard for PM<sub>10</sub>

T&T must maintain compliance with the applicable ambient air quality standards.

C. ARM 17.8, Subchapter 3 - Emission Standards, including, but not limited to:

1. ARM 17.8.304 Visible Air Contaminants. This rule requires that no person may cause or authorize emissions to be discharged into the outdoor atmosphere from any source installed after November 23, 1968, that exhibit an opacity of 20% or greater averaged over 6 consecutive minutes.
2. ARM 17.8.308 Particulate Matter, Airborne. (1) This rule requires an opacity limitation of less than 20% for all fugitive emission sources and that reasonable precautions be taken to control emissions of airborne particulate matter. (2) Under this rule, T&T shall not cause or authorize the use of any street, road, or parking lot without taking reasonable precautions to control emissions of airborne particulate matter.
3. ARM 17.8.309 Particulate Matter, Fuel Burning Equipment. This rule requires that no person shall cause or authorize to be discharged into the atmosphere particulate matter caused by the combustion of fuel in excess of the amount determined by this rule.
4. ARM 17.8.310 Particulate Matter, Industrial Processes. This rule requires that no person shall cause or allow to be discharged into the atmosphere particulate matter in excess of the amount set forth in this section.
5. ARM 17.8.322 Sulfur Oxide Emissions--Sulfur in Fuel. This rule requires that no person shall burn liquid, solid, or gaseous fuel in excess of the amount set forth in this rule.
6. ARM 17.8.324 Hydrocarbon Emissions--Petroleum Products. (3) No person shall load or permit the loading of gasoline into any stationary tank with a capacity of 250 gallons or more from any tank truck or trailer, except through a permanent submerged fill pipe, unless such tank truck or trailer is equipped with a vapor loss control device as described in (1) of this rule.
7. ARM 17.8.340 Standards of Performance for New Stationary Sources. This rule incorporates, by reference, 40 Code of Federal Regulations (CFR) 60, Standards of Performance for New Stationary Sources (NSPS). The owner or operator of any stationary source or modification, as defined and applied in 40 CFR Part 60, NSPS, shall comply with the standards and provisions of 40 CFR Part 60.

40 CFR 60, Subpart OOO, Standards of Performance for Nonmetallic Mineral Processing Plants, indicates that NSPS requirements apply to portable crushing/screening facilities with capacities greater than 150 tons per hour and that were constructed after August 31, 1983. The T&T facility has a capacity in excess of 150 tons per hour and was constructed after August 31, 1983; therefore, NSPS requirements apply to the facility.



40 CFR 60, Subpart IIII, Standards of Performance for Stationary Compression Ignition (CI) Internal Combustion Engines (ICE), indicates that NSPS requirements apply to owners or operators of stationary CI ICE that commence construction after July 11, 2005, where the stationary CI ICE is manufactured after April 1, 2005, and is not a fire pump engine. The proposed 1,500 hp diesel engine/generator is a CI ICE manufactured after April 1, 2005, and is not a fire pump engine; therefore, NSPS requirements apply to the engine.

D. ARM 17.8, Subchapter 5 - Air Quality Permit Application, Operation, and Open Burning Fees, including, but not limited to:

1. ARM 17.8.504 Air Quality Permit Application Fees. This rule requires that T&T submit an air quality permit application fee concurrent with the submittal of an air quality permit application. A permit application is incomplete until the proper application fee is paid to the Department. T&T submitted the required permit application fee for the current permit action.
2. ARM 17.8.505 Air Quality Operation Fees. An annual air quality operation fee must, as a condition of continued operation, be submitted to the Department by each source of air contaminants holding an air quality permit, excluding an open burning permit, issued by the Department. This operation fee is based on the actual or estimated actual amount of air pollutants emitted during the previous calendar year.

An air quality operation fee is separate and distinct from an air quality permit application fee. The annual assessment and collection of the air quality operation fee, described above, shall take place on a calendar-year basis. The Department may insert into any final permit issued after the effective date of these rules, such conditions as may be necessary to require the payment of an air quality operation fee on a calendar-year basis, including provisions that pro-rate the required fee amount.

E. ARM 17.8, Subchapter 7 - Permit, Construction, and Operation of Air Contaminant Sources, including, but not limited to:

1. ARM 17.8.740 Definitions. This rule is a list of applicable definitions used in this chapter, unless indicated otherwise in a specific subchapter.
2. ARM 17.8.743 Montana Air Quality Permits--When Required. This rule requires a facility to obtain an air quality permit or permit alteration to construct, alter, or use any asphalt plant, crusher, or screen that has the uncontrolled Potential to Emit (PTE) greater than 15 tons per year (TPY) of any pollutant. T&T has a PTE greater than 15 tons per year of total particulate matter (PM), PM<sub>10</sub>, Carbon Monoxide (CO), Sulfur Dioxide (SO<sub>2</sub>), and oxides of nitrogen (NO<sub>x</sub>); therefore, an air quality permit is required.
3. ARM 17.8.744 Montana Air Quality Permits--General Exclusions. This rule identifies the activities that are not subject to the Montana Air Quality Permit Program.
4. ARM 17.8.745 Montana Air Quality Permits--Exclusion for De Minimis Changes. This rule identifies the de minimis changes at permitted facilities that do not require a permit under the Montana Air Quality Permit Program.

5. ARM 17.8.748 New or Modified Emitting Units--Permit Application Requirements. (1) This rule requires that a permit application be submitted prior to installation, alteration, or use of a source. T&T submitted the required permit application for the current permit action. (7) This rule requires that the applicant notify the public by means of legal publication in a newspaper of general circulation in the area affected by the application for a permit. T&T submitted an affidavit of publication of public notice for the September 20, 2007, issue of the *Ravalli Republic*, a newspaper of general circulation in the city of Hamilton in Ravalli County, as proof of compliance with the public notice requirements.
6. ARM 17.8.749 Conditions for Issuance or Denial of Permit. This rule requires that the permits issued by the Department must authorize the construction and operation of the facility or emitting unit subject to the conditions in the permit and the requirements of this subchapter. This rule also requires that the permit must contain any conditions necessary to assure compliance with the Federal Clean Air Act (FCAA), the Clean Air Act of Montana, and rules adopted under those acts.
7. ARM 17.8.752 Emission Control Requirements. This rule requires a source to install the maximum air pollution control capability that is technically practicable and economically feasible, except that BACT shall be utilized. The required BACT analysis is included in Section III of this permit analysis.
8. ARM 17.8.755 Inspection of Permit. This rule requires that air quality permits shall be made available for inspection by the Department at the location of the source.
9. ARM 17.8.756 Compliance with Other Requirements. This rule states that nothing in the permit shall be construed as relieving T&T of the responsibility for complying with any applicable federal or Montana statute, rule, or standard, except as specifically provided in ARM 17.8.740, *et seq.*
10. ARM 17.8.759 Review of Permit Applications. This rule describes the Department's responsibilities for processing permit applications and making permit decisions on those permit applications that do not require the preparation of an environmental impact statement.
11. ARM 17.8.762 Duration of Permit. An air quality permit shall be valid until revoked or modified, as provided in this subchapter, except that a permit issued prior to construction of a new or altered source may contain a condition providing that the permit will expire unless construction is commenced within the time specified in the permit, which in no event may be less than 1 year after the permit is issued.
12. ARM 17.8.763 Revocation of Permit. An air quality permit may be revoked upon written request of the permittee, or for violations of any requirement of the Clean Air Act of Montana, rules adopted under the Clean Air Act of Montana, the FCAA, rules adopted under the FCAA, or any applicable requirement contained in the Montana State Implementation Plan (SIP).
13. ARM 17.8.764 Administrative Amendment to Permit. An air quality permit may be amended for changes in any applicable rules and standards adopted by the Board of Environmental Review (Board) or changed conditions of operation at a source or stack that do not result in an increase of emissions as a result of those

changed conditions. The owner or operator of a facility may not increase the facility's emissions beyond permit limits unless the increase meets the criteria in ARM 17.8.745 for a de minimis change not requiring a permit, or unless the owner or operator applies for and receives another permit in accordance with ARM 17.8.748, ARM 17.8.749, ARM 17.8.752, ARM 17.8.755, and ARM 17.8.756, and with all applicable requirements in ARM Title 17, Chapter 8, Subchapters 8, 9, and 10.

14. ARM 17.8.765 Transfer of Permit. (1) This rule states that an air quality permit may be transferred from one location to another if the Department receives a complete notice of intent to transfer location, the facility will operate in the new location for less than 1 year, the facility will comply with the FCAA and the Clean Air Act of Montana, and the facility complies with other applicable rules. (2) This rule states that an air quality permit may be transferred from one person to another if written notice of intent to transfer, including the names of the transferor and the transferee, is sent to the Department.

F. ARM 17.8, Subchapter 8 - Prevention of Significant Deterioration of Air Quality, including, but not limited to:

1. ARM 17.8.801 Definitions. This rule is a list of applicable definitions used in this subchapter.
2. ARM 17.8.818 Review of Major Stationary Sources and Major Modifications--Source Applicability and Exemptions. The requirements contained in ARM 17.8.819 through ARM 17.8.827 shall apply to any major stationary source and any major modification with respect to each pollutant subject to regulation under the FCAA that it would emit, except as this subchapter would otherwise allow.

This facility is not a major stationary source because it is not a listed source and does not have a PTE greater than 250 tons per year (excluding fugitive emissions) of any air pollutant.

G. ARM 17.8, Subchapter 12 - Operating Permit Program Applicability, including, but not limited to:

1. ARM 17.8.1201 Definitions. (23) Major Source under Section 7412 of the FCAA is defined as any stationary source having:
  - a. PTE > 100 tons/year of any pollutant;
  - b. PTE > 10 tons/year of any one Hazardous Air Pollutant (HAP), PTE > 25 tons/year of a combination of all HAPs, or lesser quantity as the Department may establish by rule; or
  - c. PTE > 70 tons/year of PM<sub>10</sub> in a serious PM<sub>10</sub> nonattainment area.
2. ARM 17.8.1204 Air Quality Operating Permit Program Applicability. (1) Title V of the FCAA Amendments of 1990 requires that all sources, as defined in ARM 17.8.1204 (1), obtain a Title V Operating Permit. In reviewing and issuing Air Quality Permit #3815-01 for T&T, the following conclusions were made:
  - a. The facility's PTE is less than 100 tons/year for any pollutant.
  - b. The facility's PTE is less than 10 tons/year for any one HAP and less

- than 25 tons/year of all HAPs.
- c. This source is not located in a serious PM<sub>10</sub> nonattainment area.
- d. This facility is not subject to any current NESHAP standards.
- e. The facility is currently subject to NSPS standards (40 CFR 60, Subpart A, General Provisions, Subpart OOO, Non-Metallic Mineral Processing Plants, and Subpart IIII, Stationary Compression Ignition Internal Combustion Engines).
- f. This source is not a Title IV affected source or a solid waste combustion unit.
- g. This source is not an EPA designated Title V source.
- h. ARM 17.8.1204(3). The Department may exempt a source from the requirements to obtain an air quality operating permit by establishing federally enforceable limitations which limit that source's PTE.
  - i. In applying for an exemption under this section, the owner or operator of the source shall certify to the Department that the source's PTE does not require the source to obtain an air quality operating permit.
  - ii. Any source that obtains a federally enforceable limit on PTE shall annually certify that its actual emissions are less than those that would require the source to obtain an air quality operating permit.

T&T has taken federally enforceable permit limits to keep potential emissions below major source permitting thresholds. Therefore, the facility is not a major source and, thus a Title V operating permit is not required.

The Department determined that the annual reporting requirements contained in the permit are sufficient to satisfy this requirement.

3. ARM 17.8.1207, Certification of Truth, Accuracy, and Completeness. The compliance certification submittal by ARM 17.8.1204(3) shall contain certification by a responsible official of truth, accuracy, and completeness. This certification and any other certification required under this subchapter shall state that, based on the information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete.

### III. BACT Analysis

A BACT determination is required for any new or altered source. T&T shall install on the new or altered source the maximum air pollution control capability that is technologically practicable and economically feasible, except that BACT shall be used.

#### A. Area Source Fugitive Emissions and Crushing/Screening Emissions

Two types of emissions controls are readily available and used for dust suppression of fugitive emissions at the site and the surrounding area of operations, and for equipment emissions from the crushing/screening operation. These two control methods are water

and chemical dust suppressant. Chemical dust suppressant could be used on the area surrounding the crushing/screening operation and for emissions from the crushing/screening operation. However, because water is more readily available, is more cost effective, is equally effective as chemical dust suppressant, and is more environmentally friendly, water has been identified as the most appropriate method of pollution control of particulate emissions for the general plant area. In addition, water suppression has been required of recently permitted similar sources. T&T may, however, use chemical dust suppressant to assist in controlling particulate emissions from the surrounding plant area.

T&T shall not cause or authorize to be discharged into the atmosphere from any NSPS-affected crusher, any visible emissions that exhibit an opacity of 15% or greater averaged over six consecutive minutes. Also, T&T shall not cause or authorize to be discharged into the atmosphere from any affected screen, conveyor transfers, or other NSPS-affected equipment, any visible emissions that exhibit an opacity of 10% or greater averaged over 6 consecutive minutes. Further, T&T shall not cause or authorize to be discharged into the atmosphere from any non-NSPS affected equipment, any visible emissions that exhibit an opacity of 20% or greater averaged over 6 consecutive minutes.

T&T must also take reasonable precautions to limit the fugitive emissions of airborne particulate matter from haul roads, access roads, parking areas, and the general area of operation. T&T is required to have water spray bars and water available on site (at all times) and to apply the water, as necessary, to maintain compliance with the opacity and reasonable precaution limitations. T&T may also use chemical dust suppression, in order to maintain compliance with emission limitations in Section I.A of Permit #3815-01. The Department determined that using water spray bars, water, and chemical dust suppressant to maintain compliance with the opacity requirements and reasonable precaution limitations constitutes BACT for the crushing/screening operation.

#### B. Diesel Generators

Because of the limited amount of emissions produced by the diesel generators/engines and the lack of readily available/cost effective add-on controls, add-on controls would be cost prohibitive. Therefore, the Department determined that proper operation and maintenance with no additional controls would constitute BACT for the diesel generators/engines.

The control options required for the proposed crushing/screening facility and for the diesel generators/engines that would be used to power the facility are similar to other recently permitted similar sources and are capable of achieving the appropriate emission standards.

#### IV. Emission Inventory

| Source   | TPY (Allowable) |                  |                 |     |    |                 |
|--|-----------------|------------------|-----------------|-----|----|-----------------|
|  | PM              | PM <sub>10</sub> | NO <sub>x</sub> | VOC | CO | SO <sub>x</sub> |
| Cone Crusher (up to 130 TPH)                       | 0.70            | 0.31             |                 |     |    |                 |
| Cone Crusher (up to 200 TPH)                       | 1.05            | 0.48             |                 |     |    |                 |
| Cone Crusher (up to 300 TPH)                       | 1.58            | 0.70             |                 |     |    |                 |
| Jaw Crusher (up to 400 TPH)                        | 2.10            | 0.96             |                 |     |    |                 |
| Vertical Shaft Impactor Crusher (up to 90 TPH)     | 0.48            | 0.22             |                 |     |    |                 |
| 3-Deck Screen (up to 130 TPH)                      | 1.27            | 0.44             |                 |     |    |                 |
| 3-Deck Screen (up to 400 TPH)                      | 3.85            | 1.31             |                 |     |    |                 |
| Truck Unloading (up to 530 TPH)                    | 0.22            | 0.22             |                 |     |    |                 |
| Material Transfer (15 Material Transfers, 530 TPH) | 4.86            | 1.62             |                 |     |    |                 |
| Pile Forming (6 Pile Forming, 530 TPH)             | 44.85           | 21.33            |                 |     |    |                 |

|  |              |              |              |             |              |              |
|--|--------------|--------------|--------------|-------------|--------------|--------------|
| Haul Roads                                     | 12.68        | 3.60         |              |             |              |              |
| Two Diesel Engines/Generators (up to 1,950 hp) | 7.05         | 7.05         | 99.29        | 8.03        | 21.40        | 10.38        |
| <b>Total</b>                                   | <b>80.69</b> | <b>38.24</b> | <b>99.29</b> | <b>8.03</b> | <b>21.40</b> | <b>10.38</b> |

A complete emission inventory for Permit #3815-01 is included below. A limitation of 3,285 hours of operation per year of the diesel engines/generators was placed upon the facility to keep emissions below major source permitting thresholds. This permit was written in a de minimis friendly manner.

CRUSHERS - (SCC 3-05-020-03, controlled)

Cone Crusher (130 TPH)

Process Rate: 130 ton/hr  
Hours of operation: 8760 hr/yr

PM Emissions (controlled):

Emission Factor: 0.0012 lbs/ton (AP-42 Table 11.19.2-2, 8/2004)  
Calculations: 0.0012 lbs/ton \* 130 ton/hr = 0.16 lb/hr  
0.16 lb/hr \* 8760 hr/yr \* 0.0005 ton/lb = 0.70 ton/yr

PM<sub>10</sub> Emissions (controlled):

Emission Factor: 0.00054 lbs/ton (AP-42 Table 11.19.2-2, 8/2004)  
Calculations: 0.00054 lbs/ton \* 130 ton/hr = 0.07 lb/hr  
0.07 lb/hr \* 8760 hr/yr \* 0.0005 ton/lb = 0.31 ton/yr

Cone Crusher (200 TPH)

Process Rate: 200 ton/hr  
Hours of operation: 8760 hr/yr

PM Emissions (controlled):

Emission Factor: 0.0012 lbs/ton (AP-42 Table 11.19.2-2, 8/2004)  
Calculations: 0.0012 lbs/ton \* 200 ton/hr = 0.24 lb/hr  
0.24 lb/hr \* 8760 hr/yr \* 0.0005 ton/lb = 1.05 ton/yr

PM<sub>10</sub> Emissions (controlled):

Emission Factor: 0.00054 lbs/ton (AP-42 Table 11.19.2-2, 8/2004)  
Calculations: 0.00054 lbs/ton \* 200 ton/hr = 0.11 lb/hr  
0.11 lb/hr \* 8760 hr/yr \* 0.0005 ton/lb = 0.48 ton/yr

Cone Crusher (300TPH)

Process Rate: 300 ton/hr  
Hours of operation: 8760 hr/yr

PM Emissions (controlled):

Emission Factor: 0.0012 lbs/ton (AP-42 Table 11.19.2-2, 8/2004)  
Calculations: 0.0012 lbs/ton \* 300 ton/hr = 0.36 lb/hr  
0.36 lb/hr \* 8760 hr/yr \* 0.0005 ton/lb = 1.58 ton/yr

PM<sub>10</sub> Emissions (controlled):

Emission Factor: 0.00054 lbs/ton (AP-42 Table 11.19.2-2, 8/2004)  
Calculations: 0.00054 lbs/ton \* 300 tons/hr = 0.16 lb/hr  
0.16 lb/hr \* 8760 hr/yr \* 0.0005 ton/lb = 0.70 ton/yr

Jaw Crusher (400 TPH)

Process Rate: 400 ton/hr

Hours of operation: 8760 hr/yr

PM Emissions (controlled):

Emission Factor: 0.0012 lbs/ton (AP-42 Table 11.19.2-2, 8/2004)

Calculations:  $0.0012 \text{ lbs/ton} * 400 \text{ ton/hr} = 0.48 \text{ lb/hr}$   
 $0.48 \text{ lb/hr} * 8760 \text{ hr/yr} * 0.0005 \text{ ton/lb} = 2.10 \text{ ton/yr}$

PM<sub>10</sub> Emissions (controlled):

Emission Factor: 0.00054 lbs/ton (AP-42 Table 11.19.2-2, 8/2004)

Calculations:  $0.00054 \text{ lbs/ton} * 400 \text{ ton/hr} = 0.22 \text{ lb/hr}$   
 $0.22 \text{ lb/hr} * 8760 \text{ hr/yr} * 0.0005 \text{ ton/lb} = 0.96 \text{ ton/yr}$

Vertical Shaft Impactor Crusher (90 TPH)

Process Rate: 90 ton/hr

Hours of operation: 8760 hr/yr

PM Emissions (controlled):

Emission Factor: 0.0012 lbs/ton (AP-42 Table 11.19.2-2, 8/2004)

Calculations:  $0.0012 \text{ lbs/ton} * 90 \text{ ton/hr} = 0.11 \text{ lb/hr}$   
 $0.11 \text{ lb/hr} * 8760 \text{ hr/yr} * 0.0005 \text{ ton/lb} = 0.48 \text{ ton/yr}$

PM<sub>10</sub> Emissions (controlled):

Emission Factor: 0.00054 lbs/ton (AP-42 Table 11.19.2-2, 8/2004)

Calculations:  $0.00054 \text{ lbs/ton} * 90 \text{ ton/hr} = 0.05 \text{ lb/hr}$   
 $0.05 \text{ lb/hr} * 8760 \text{ hr/yr} * 0.0005 \text{ ton/lb} = 0.22 \text{ ton/yr}$

SCREENS - (SCC 3-05-020-02,-03, controlled)

3-Deck Screen (130 TPH)

Process Rate: 130 ton/hr

Hours of operation: 8760 hr/yr

PM Emissions (controlled):

Emission Factor: 0.0022 lbs/ton (AP-42 Table 11.19.2-2, 8/2004)

Calculations:  $0.0022 \text{ lbs/ton} * 130 \text{ ton/hr} = 0.29 \text{ lb/hr}$   
 $0.29 \text{ lb/hr} * 8760 \text{ hr/yr} * 0.0005 \text{ ton/lb} = 1.27 \text{ ton/yr}$

PM<sub>10</sub> Emissions (controlled):

Emission Factor: 0.00074 lbs/ton (AP-42 Table 11.19.2-2, 8/2004)

Calculations:  $0.00074 \text{ lbs/ton} * 130 \text{ ton/hr} = 0.10 \text{ lb/hr}$   
 $0.1 \text{ lb/hr} * 8760 \text{ hr/yr} * 0.0005 \text{ ton/lb} = 0.44 \text{ ton/yr}$

3-Deck Screen (400 TPH)

Process Rate: 400 ton/hr

Hours of operation: 8760 hr/yr

PM Emissions (controlled):

Emission Factor: 0.0022 lbs/ton (AP-42 Table 11.19.2-2, 8/2004)

Calculations:  $0.0022 \text{ lbs/ton} * 400 \text{ ton/hr} = 0.88 \text{ lb/hr}$   
 $0.88 \text{ lb/hr} * 8760 \text{ hr/yr} * 0.0005 \text{ ton/lb} = 3.85 \text{ ton/yr}$

PM<sub>10</sub> Emissions (controlled):

Emission Factor: 0.00074 lbs/ton (AP-42 Table 11.19.2-2, 8/2004)

Calculations:  $0.00074 \text{ lbs/ton} * 400 \text{ ton/hr} = 0.30 \text{ lb/hr}$   
 $0.3 \text{ lb/hr} * 8760 \text{ hr/yr} * 0.0005 \text{ ton/lb} = 1.31 \text{ ton/yr}$

Material Transfer (SCC 3-05-020-06, controlled)

Truck Unloading (1)

Process Rate: 530 ton/hr  
Number of Loads 1 Load  
Hours of operation: 8760 hr/yr

PM Emissions (controlled):

Emission Factor:  $1.00\text{E-}04 \text{ lbs/ton}$  (AP-42 Table 11.19.2-2, 8/2004)  
Calculations:  $0.0001 \text{ lbs/ton} * 530 \text{ ton/hr} * 1 \text{ Load} = 0.05 \text{ lb/hr}$   
 $0.05 \text{ lb/hr} * 8760 \text{ hr/yr} * 0.0005 \text{ ton/lb} = 0.22 \text{ ton/yr}$

PM<sub>10</sub> Emissions (controlled):

Emission Factor:  $1.00\text{E-}04 \text{ lbs/ton}$  (AP-42 Table 11.19.2-2, 8/2004)  
Calculations:  $0.0001 \text{ lbs/ton} * 530 \text{ ton/hr} * 1 \text{ Load} = 0.05 \text{ lb/hr}$   
 $0.05 \text{ lb/hr} * 8760 \text{ hr/yr} * 0.0005 \text{ ton/lb} = 0.22 \text{ ton/yr}$

Material Transfer (15)

Process Rate: 530 ton/hr  
Number of Transfers 15 Transfers  
Hours of operation: 8760 hr/yr

PM Emissions (controlled):

Emission Factor:  $0.00014 \text{ lbs/ton}$  (AP-42 Table 11.19.2-2, 8/2004)  
Calculations:  $0.00014 \text{ lbs/ton} * 530 \text{ ton/hr} * 15 \text{ Transfers} = 1.11 \text{ lb/hr}$   
 $1.11 \text{ lb/hr} * 8760 \text{ hr/yr} * 0.0005 \text{ ton/lb} = 4.86 \text{ ton/yr}$

PM<sub>10</sub> Emissions (controlled):

Emission Factor:  $4.60\text{E-}05 \text{ lbs/ton}$  (AP-42 Table 11.19.2-2, 8/2004)  
Calculations:  $0.000046 \text{ lbs/ton} * 530 \text{ ton/hr} * 15 \text{ Transfers} = 0.37 \text{ lb/hr}$   
 $0.37 \text{ lb/hr} * 8760 \text{ hr/yr} * 0.0005 \text{ ton/lb} = 1.62 \text{ ton/yr}$

Pile Forming (6)

Process Rate: 530 ton/hr  
Number of Piles 6 Piles  
Hours of operation: 8760 hr/yr

PM Emissions (controlled):

Emission Factor:  $0.00322 \text{ lbs/ton}$  (AP-42 Section 13.2.4.3, 11/2006)  
Calculations:  $0.00322 \text{ lbs/ton} * 530 \text{ ton/hr} * 6 \text{ Piles} = 10.24 \text{ lb/hr}$   
 $10.24 \text{ lb/hr} * 8760 \text{ hr/yr} * 0.0005 \text{ ton/lb} = 44.85 \text{ ton/yr}$

PM<sub>10</sub> Emissions (controlled):

Emission Factor:  $0.00153 \text{ lbs/ton}$  (AP-42 Section 13.2.4.3, 11/2006)  
Calculations:  $0.00153 \text{ lbs/ton} * 530 \text{ ton/hr} * 6 \text{ Piles} = 4.87 \text{ lb/hr}$   
 $4.87 \text{ lb/hr} * 8760 \text{ hr/yr} * 0.0005 \text{ ton/lb} = 21.33 \text{ ton/yr}$

Haul Roads

Vehicle miles traveled (estimate): 5 VMT/day  
Control Efficiency is included in Emission Factor



PM Emissions (controlled):

Emission Factor (Rated Load Capacity <50 tons): 13.90 Lbs/VMT (AP-42 Chapter 13.2.2, 11/2006)

Calculations:  $5 \text{ VMT/day} * 13.9 \text{ Lbs/VMT} = 69.5 \text{ lb/day}$   
 $69.5 \text{ lb/day} * 365 \text{ day/yr} * 0.0005 \text{ ton/lb} = 12.68 \text{ ton/yr}$

PM<sub>10</sub> Emissions (controlled):

Emission Factor (Rated Load Capacity <50 tons): 3.95 Lbs/VMT (AP-42 Chapter 13.2.2, 11/2006)

Calculations:  $5 \text{ VMT/day} * 3.95 \text{ Lbs/VMT} = 19.75 \text{ lb/day}$   
 $19.75 \text{ lb/day} * 365 \text{ day/yr} * 0.0005 \text{ ton/lb} = 3.60 \text{ ton/yr}$

GENERATORS - (SCC 2-03-001-01, Uncontrolled)

Diesel Generators (1950 hp)

Engine Horsepower = 1950 Hp  
Hours of Operation: 3285 hrs/yr

PM Emissions

Emission Factor: 2.20E-03 lb/hp-hr (AP-42 Table 3.3-1, 10/1996)  
Calculations:  $1950 \text{ Hp} * 0.0022 \text{ lb/hp-hr} = 4.29 \text{ lb/hr}$   
 $4.29 \text{ lb/hr} * 3285 \text{ hr/yr} * 0.0005 \text{ tons/lb} = 7.05 \text{ tons/yr}$

PM<sub>10</sub> Emissions

Emission Factor: 2.20E-03 lb/hp-hr (AP-42 Table 3.3-1, 10/1996)  
Calculations:  $1950 \text{ Hp} * 0.0022 \text{ lb/hp-hr} = 4.29 \text{ lb/hr}$   
 $4.29 \text{ lb/hr} * 3285 \text{ hr/yr} * 0.0005 \text{ ton/lb} = 7.05 \text{ ton/yr}$

NO<sub>x</sub> Emissions

Emission Factor: 0.031 lb/hp-hr (AP-42 Table 3.3-1, 10/1996)  
Calculations:  $1950 \text{ Hp} * 0.031 \text{ lb/hp-hr} = 60.45 \text{ lb/hr}$   
 $60.45 \text{ lb/hr} * 3285 \text{ hr/yr} * 0.0005 \text{ tons/lb} = 99.29 \text{ tons/yr}$

VOC Emissions

Emission Factor: 2.51E-03 lb/hp-hr (AP-42 Table 3.3-1, 10/1996)  
Calculations:  $1950 \text{ Hp} * 0.00251 \text{ lb/hp-hr} = 4.89 \text{ lb/hr}$   
 $4.89 \text{ lb/hr} * 3285 \text{ hr/yr} * 0.0005 \text{ ton/lb} = 8.03 \text{ ton/yr}$

CO Emissions

Emission Factor: 6.68E-03 lb/hp-hr (AP-42 Table 3.3-1, 10/1996)  
Calculations:  $1950 \text{ Hp} * 0.00668 \text{ lb/hp-hr} = 13.03 \text{ lb/hr}$   
 $13.03 \text{ lb/hr} * 3285 \text{ hr/yr} * 0.0005 \text{ tons/lb} = 21.40 \text{ tons/yr}$

SO<sub>x</sub> Emissions 0.40 % sulfur (AP-42 Appendix A, 9/85)

Emission Factor: 3.24E-03 lb/hp-hr (AP-42 Table 3.4-1, 10/1996)  
Calculations:  $1950 \text{ Hp} * 0.00324 \text{ lb/hp-hr} = 6.32 \text{ lb/hr}$   
 $6.32 \text{ lb/hr} * 3285 \text{ hr/yr} * 0.0005 \text{ ton/lb} = 10.38 \text{ ton/yr}$

V. Existing Air Quality

Permit #3815-01 is issued for the operation of a portable crushing/screening facility at various

locations throughout Montana. The facility would be allowed to operate at any area designated as attainment or unclassified for all National Ambient Air Quality Standards (NAAQS); excluding those counties that have a Department-approved permitting program, those areas considered tribal lands, or those areas in or within 10 km of certain PM<sub>10</sub> nonattainment areas. *A Missoula County air quality permit would be required for locations within Missoula County, Montana.* Addendum #1 of Permit #3815-01 would cover this portable crushing/screening plant while operating at locations in or within 10 km of PM<sub>10</sub> nonattainment area during the winter season (October 1 through March 31). Addendum #1 of Permit #3815-01 would also allow for summertime operation (April 1 – September 30) at any locate in or within 10 km of Butte, Columbia Falls, Libby, Kalispell, Thomson Falls, and Whitefish PM<sub>10</sub> nonattainment areas.

#### VI. Air Quality Impacts

Based on the information provided and the conditions established in Permit #3815-01, the amount of controlled emissions generated by this facility will not exceed any set ambient air quality standards. The conditions in Permit #3815-01 will be protective of air quality while T&T is operating at locations not located in or within 10 km of certain PM<sub>10</sub> nonattainment areas. In addition, the limitations and conditions established in Addendum #1 would further reduce emissions in the nonattainment areas and would be protective of the ambient air quality standards. Also, this facility is a portable source that would operate on an intermittent and temporary basis, so any effects to air quality will be minor and short-lived.

#### VII. Taking or Damaging Implication Analysis

As required by 2-10-101 through 105, MCA, the Department conducted a private property taking and damaging assessment and determined there are no taking or damaging implications.

#### VIII. Environmental Assessment

An environmental assessment, required by the Montana Environmental Policy Act, was completed for this project. A copy is attached.

Analysis Prepared By: Moriah Peck, E.I.

Date: November 2, 2007

Addendum #1  
T&T Contracting, Inc.  
Permit #3815-01

An addendum to Montana Air Quality Permit #3815-01 is issued to T&T Contracting, Inc. (T&T), pursuant to Sections 75-2-204 and 75-2-211 of the Montana Code Annotated (MCA), as amended, and the Administrative Rules of Montana (ARM) 17.8.765, as amended, for the following:

I. Permitted Equipment

T&T owns a portable crushing/screening facility that may operate five crushers (up to 1,120 tons per hour (TPH) total), two 3-deck screens (up to 530 TPH total), two diesel engines/generators (up to 1,950 horsepower (hp) total), and associated equipment.

II. Seasonal and Site Restrictions

Addendum #1 applies to the T&T facility while operating at any location in or within 10 kilometers (km) of certain particulate matter with an aerodynamic diameter of 10 microns or less (PM<sub>10</sub>) nonattainment areas. Additionally, seasonal and site restrictions apply to the facility as follows:

- A. During the winter season (October 1-March 31) – The only location(s) in or within 10 km of certain PM<sub>10</sub> nonattainment area where T&T may operate is:
  - Any site that may be approved, in writing, by the Department of Environmental Quality (Department).
- B. During the summer season (April 1-September 30) – T&T may operate at any location in or within 10 km of the Butte, Columbia Falls, Libby, Kalispell, Thompson Falls, and Whitefish PM<sub>10</sub> nonattainment areas.
- C. T&T shall comply with the limitations and conditions contained in Addendum #1 to Permit #3815-01 while operating in or within 10 km of any of the previously identified PM<sub>10</sub> nonattainment areas. Addendum #1 shall be valid until revoked or modified. The Department reserves the authority to modify Addendum #1 at any time based on local conditions of any future site. These conditions may include, but are not limited to, local terrain, meteorological conditions, proximity to residences or other businesses, etc.

III. Limitations and Conditions

- A. Operational Limitations and Conditions – **Winter Season (October 1 – March 31)**
  - 1. Water spray bars must be available and operated, as necessary, on the crushers, screens, and all transfer points whenever the crushing/screening plant is operating (ARM 17.8.749).
  - 2. All visible emissions from the crushing/screening plant may not exhibit an opacity of 10% or greater averaged over 6 consecutive minutes (ARM 17.8.749).
  - 3. T&T shall not cause or authorize to be discharged into the atmosphere from any other equipment, such as transfer points, any visible emissions that exhibit an opacity of 10% or greater averaged over 6 consecutive minutes (ARM 17.8.749).

4. T&T shall not cause or authorize to be discharged into the atmosphere from haul roads, access roads, parking lots, or the general plant property any visible fugitive emissions that exhibit an opacity of 10% or greater averaged over 6 consecutive minutes (ARM 17.8.749).
5. T&T shall treat all unpaved portions of the haul roads, access roads, parking lots, and general plant area with water and/or chemical dust suppressant as necessary to maintain compliance with the 10% opacity limitation (ARM 17.8.749).
6. T&T shall not operate more than five crushers at any given time and the maximum combined rated design capacity of the crushers shall not exceed 1,120 TPH (ARM 17.8.749).
7. Total combined crushing production from the five crushers shall not exceed 6,496 tons during any rolling 24-hour time period (ARM 17.8.749).
8. T&T shall not operate more than two screens at any given time and the maximum combined rated design capacity of the screens shall not exceed 530 TPH (ARM 17.8.749).
9. Total combined screening production from the two screens shall not exceed 3,074 tons during any rolling 24-hour time period (ARM 17.8.749).
10. T&T shall not operate more than two diesel engines/generators at any given time and the maximum combined rated design capacity of the diesel engines/generators shall not exceed 1,950 hp (ARM 17.8.749).
11. T&T shall not exceed 5.8 hours of operation during any rolling 24-hour time period (ARM 17.8.749).

**B. Operational Limitations and Conditions – Summer Season (April 1 – September 30)**

1. Water spray bars must be available and operated, as necessary, on the crushers, screens, and all transfer points whenever the crushing/screening plant is operating (ARM 17.8.749).
2. All visible emissions from the crushing/screening plant may not exhibit an opacity of 10% or greater averaged over 6 consecutive minutes (ARM 17.8.749).
3. T&T shall not cause or authorize to be discharged into the atmosphere from any other equipment, such as transfer points, any visible emissions that exhibit an opacity of 10% or greater averaged over 6 consecutive minutes (ARM 17.8.749).
4. T&T shall not cause or authorize to be discharged into the atmosphere from haul roads, access roads, parking lots, or the general plant property any visible fugitive emissions that exhibit an opacity of 10% or greater averaged over 6 consecutive minutes (ARM 17.8.749).
5. T&T shall treat all unpaved portions of the haul roads, access roads, parking lots, and general plant area with water and/or chemical dust suppressant as necessary to maintain compliance with the 10% opacity limitation (ARM 17.8.749).

6. T&T shall not operate more than five crushers at any given time and the maximum combined rated design capacity of the crushers shall not exceed 1,120 TPH (ARM 17.8.749).
7. Total combined crushing production from the five crushers shall not exceed 26,880 tons during any rolling 24-hour time period (ARM 17.8.749).
8. T&T shall not operate more than two screens at any given time and the maximum combined rated design capacity of the screens shall not exceed 530 TPH (ARM 17.8.749).
9. Total combined screening production from the two screens shall be limited to 12,720 tons during any rolling 24-hour time period (ARM 17.8.749).
10. T&T shall not operate more than two diesel engines/generators at any given time and the maximum combined rated design capacity of the diesel engines/generators shall not exceed 1,950 hp (ARM 17.8.749).
11. Operation of the two diesel generators shall not exceed 3,285 hours during any rolling 12-month time period (ARM 17.8.749).

C. Operational Reporting Requirements

1. If this crushing/screening plant is moved to another nonattainment location, an Intent to Transfer form must be sent to the Department and a Public Notice Form for Change of Location must be published in a newspaper of general circulation in the area to which the transfer is to be made, at least 15 days prior to the move. The proof of publication (affidavit) of the Public Notice Form for Change of Location must be submitted to the Department prior to the move. These forms are available from the Department (ARM 17.8.749 and ARM 17.8.765).
2. Production information for the sites covered by this addendum must be maintained for five years and submitted to the Department with the annual emission inventory upon request. The information must include (ARM 17.8.749):
  - a. Tons of material crushed at each site;
  - b. Tons of material screened by each screen at each site;
  - c. Tons of bulk material loaded at each site (production);
  - d. Daily hours of operation at each site;
  - e. Gallons of diesel fuel used for the generators/engines at each site;
  - f. Hours of operation and size of each generator at each site;
  - g. Fugitive dust information consisting of the total miles driven on unpaved roads for all plant vehicles.
3. T&T shall document, by day, the total crushing production at each location. T&T shall sum the total crushing production during the previous 24 hours to verify compliance with the limitations in Sections III.A.7 and III.B.7. A written report of compliance verification and the emissions inventory shall be submitted to the Department annually. The report for the previous calendar year shall be

submitted along with the annual emission inventory (ARM 17.8.749).

4. T&T shall document, by day, the total screening production at each location. T&T shall sum the total screening production during the previous 24 hours to verify compliance with the limitations in Section III.A.9 and III.B.9. A written report of compliance verification and the emissions inventory shall be submitted to the Department annually. The report for the previous calendar year shall be submitted along with the annual emission inventory (ARM 17.8.749).
5. T&T shall document, by day, the hours of operation of the crushing/screening facility during the winter season. T&T shall total the hours of operation of the crushing/screening facility during the previous 24 hours to verify compliance with the limitations in Section III.A.11. A written report of compliance verification and the emissions inventory shall be submitted to the Department annually. The report for the previous calendar year shall be submitted along with the annual emission inventory (ARM 17.8.749).
6. T&T shall document, by month, the hours of operation of the diesel generators. By the 25<sup>th</sup> day of each month, T&T shall calculate the hours of operation for the diesel generators for the previous month. The monthly information will be used to verify compliance with the rolling 12-month limitation in Section III.B.11. A written report of compliance verification and the emissions inventory shall be submitted to the Department annually. The report for the previous calendar year shall be submitted along with the annual emission inventory (ARM 17.8.749).

Addendum #1 Analysis  
T&T Contracting, Inc.  
Permit #3815-01

I. Permitted Equipment

T&T Contracting, Inc. (T&T) owns and operates a portable crushing/screening facility consisting of five crushers (up to 1,120 tons per hour (TPH) total), two 3-deck screens (up to 530 TPH total), two diesel engines/generators (up to 1,950 horsepower (hp) total), and associated equipment.

II. Source Description

T&T proposes to use this crushing/screening plant and associated equipment to crush sand and gravel materials for use in various construction operations. For a typical operational setup, materials are loaded into the crushing/screening plant by a hopper and transferred by conveyor and passed through the crusher. Materials are crushed by the crusher and sent to the screens. Materials are screened, separated, and sent to stockpile for sale and use in construction operations.

III. Applicable Rules and Regulations

The following are partial quotations of some applicable rules and regulations that apply to the facility. The complete rules are stated in the Administrative Rules of Montana (ARM) and are available, upon request, from the Department of Environmental Quality (Department). Upon request, the Department will provide references for locations of complete copies of all applicable rules and regulations or copies where appropriate.

ARM 17.8, Subchapter 7 - Permit, Construction and Operation of Air Contaminant Sources, including, but not limited to:

- A. ARM 17.8.749 Conditions for Issuance of Permit. This rule requires that the permits issued by the Department must authorize the construction and operation of the facility or emitting unit subject to the conditions in the permit and the requirements of this subchapter. This rule also requires that the permit must contain any conditions necessary to assure compliance with the Federal Clean Air Act, the Clean Air Act of Montana, and rules adopted under those acts.
- B. ARM 17.8.764 Administrative Amendment To Permit. An air quality permit may be modified for changes in any applicable rules and standards adopted by the Board of Environmental Review (Board) or changed conditions of operation at a source or stack which do not result in an increase in emissions because of the changed conditions. A source may not increase its emissions beyond those found in its permit unless the source applies for and receives another permit.
- C. ARM 17.8.765 Transfer of Permit. An air quality permit may be transferred from one location to another if:
  - 1. Written notice of Intent to Transfer location and proof of public notice are sent to the Department;
  - 2. The source will operate in the new location for a period of less than 1 year; and
  - 3. The source will not have any significant impact on any nonattainment area or any

Class I area.

T&T must submit proof of compliance with the transfer and public notice requirements when T&T transfers to any of the locations covered by this addendum and will only be allowed to stay in the new location for a period of less than 1 year. Also, the conditions and limitations in Addendum #1 to Permit #3815-01 will prevent T&T from having a significant impact on PM<sub>10</sub> nonattainment areas.

#### IV. Emission Inventory

| <b>Winter Season</b>                               |               | <b>Lbs/Day (Allowable)</b> |                       |              |              |                       |
|--|---------------|----------------------------|-----------------------|--------------|--------------|-----------------------|
| <b>Source</b>                                      | <b>PM</b>     | <b>PM<sub>10</sub></b>     | <b>NO<sub>x</sub></b> | <b>VOC</b>   | <b>CO</b>    | <b>SO<sub>x</sub></b> |
| Cone Crusher (up to 130 TPH)                       | 0.93          | 0.41                       |                       |              |              |                       |
| Cone Crusher (up to 200 TPH)                       | 1.39          | 0.64                       |                       |              |              |                       |
| Cone Crusher (up to 300 TPH)                       | 2.09          | 0.93                       |                       |              |              |                       |
| Jaw Crusher (up to 400 TPH)                        | 2.78          | 1.28                       |                       |              |              |                       |
| Vertical Shaft Impactor Crusher (up to 90 TPH)     | 0.64          | 0.29                       |                       |              |              |                       |
| 3-Deck Screen (up to 130 TPH)                      | 1.68          | 0.58                       |                       |              |              |                       |
| 3-Deck Screen (up to 400 TPH)                      | 5.10          | 1.74                       |                       |              |              |                       |
| Truck Unloading (up to 530 TPH)                    | 0.29          | 0.29                       |                       |              |              |                       |
| Material Transfer (15 Material Transfers, 530 TPH) | 6.44          | 2.15                       |                       |              |              |                       |
| Pile Forming (6 Pile Forming, 530 TPH)             | 59.39         | 28.25                      |                       |              |              |                       |
| Haul Roads   | 69.50         | 19.75                      |                       |              |              |                       |
| Two Diesel Engines/Generators (up to 1,950 hp)     | 24.88         | 24.88                      | 350.61                | 28.36        | 75.57        | 36.66                 |
| <b>Total</b>                                       | <b>175.11</b> | <b>81.19</b>               | <b>350.61</b>         | <b>28.36</b> | <b>75.57</b> | <b>36.66</b>          |

| <b>Summer Season</b>                               |               | <b>Lbs/Day (Allowable)</b> |                       |              |               |                       |
|--|---------------|----------------------------|-----------------------|--------------|---------------|-----------------------|
| <b>Source</b>                                      | <b>PM</b>     | <b>PM<sub>10</sub></b>     | <b>NO<sub>x</sub></b> | <b>VOC</b>   | <b>CO</b>     | <b>SO<sub>x</sub></b> |
| Cone Crusher (up to 130 TPH)                       | 3.84          | 1.70                       |                       |              |               |                       |
| Cone Crusher (up to 200 TPH)                       | 5.75          | 2.63                       |                       |              |               |                       |
| Cone Crusher (up to 300 TPH)                       | 8.66          | 3.84                       |                       |              |               |                       |
| Jaw Crusher (up to 400 TPH)                        | 11.51         | 5.26                       |                       |              |               |                       |
| Vertical Shaft Impactor Crusher (up to 90 TPH)     | 2.63          | 1.21                       |                       |              |               |                       |
| 3-Deck Screen (up to 130 TPH)                      | 6.96          | 2.41                       |                       |              |               |                       |
| 3-Deck Screen (up to 400 TPH)                      | 21.10         | 7.18                       |                       |              |               |                       |
| Truck Unloading (up to 530 TPH)                    | 1.21          | 1.21                       |                       |              |               |                       |
| Material Transfer (15 Material Transfers, 530 TPH) | 26.63         | 8.88                       |                       |              |               |                       |
| Pile Forming (6 Pile Forming, 530 TPH)             | 245.75        | 116.88                     |                       |              |               |                       |
| Haul Roads   | 69.48         | 19.73                      |                       |              |               |                       |
| Two Diesel Engines/Generators (up to 1,950 hp)     | 38.63         | 38.63                      | 544.05                | 44.00        | 117.26        | 56.88                 |
| <b>Total</b>                                       | <b>442.15</b> | <b>209.56</b>              | <b>544.05</b>         | <b>44.00</b> | <b>117.26</b> | <b>56.88</b>          |

#### V. Existing Air Quality

On July 1, 1987, the Environmental Protection Agency (EPA) promulgated new National Ambient Air Quality Standards (NAAQS) for particulate matter with an aerodynamic diameter of 10 microns or less (PM<sub>10</sub>). Due to exceedances of the national standards for PM<sub>10</sub>, the cities of Kalispell (and the nearby Evergreen area), Columbia Falls, Butte, Whitefish, Libby, Missoula, and Thompson Falls were designated by EPA as nonattainment for PM<sub>10</sub>. As a result of this designation, the EPA required the Department and the City-County Health Departments to submit PM<sub>10</sub> State Implementation Plans (SIPs). The SIPs consisted of emission control plans that controlled fugitive dust emissions from roads, parking lots, construction, and demolition, since technical studies identified these sources to be major contributors to PM<sub>10</sub> emissions.

Addendum #1 to Permit #3815-01 is for a portable crushing/screening plant to locate at sites in or within 10 kilometers (km) of certain PM<sub>10</sub> nonattainment areas during the winter season (October



1 through March 31). Winter season operations may include only the locations listed in Section II.A of Addendum #1 or at locations that are approved, in writing, by the Department. Addendum #1 of Permit #3342-01 would also allow for summertime operations (April 1 – September 30) at any location in or within 10 km of the Butte, Columbia Falls, Libby, Kalispell, Thompson Falls, and Whitefish PM<sub>10</sub> nonattainment areas. The more stringent operating conditions contained in the addendum will minimize any potential impact on the nonattainment areas and will protect the national ambient air quality standards. Also, this facility is a portable source that would operate on an intermittent and temporary basis and any effects on air quality will be minor and short-lived.

#### VI. Air Quality Impacts

T&T applied for an air quality permit to operate a portable crushing/screening plant to be located at various locations throughout Montana. Permit #3815-01 and Addendum #1 will cover the T&T crushing/screening plant while operating at any location within Montana, excluding those counties that have a Department-approved permitting program and those areas considered tribal lands. Based on the information provided, the amount of controlled emissions generated by this facility will not exceed any ambient air quality standard. In addition, this source is portable and any air quality impacts will be minimal.

#### VII. Taking or Damaging Implication Analysis

As required by 2-10-101 through 105, Montana Code Annotated (MCA), the Department conducted a private property taking and damaging assessment and determined there are no taking or damaging implications.

#### VIII. Environmental Assessment

An environmental assessment, required by the Montana Environmental Policy Act (MEPA), was completed for this project. A copy is attached.

Analysis Prepared By: Moriah Peck, E.I.

Date: November 2, 2007

DEPARTMENT OF ENVIRONMENTAL QUALITY  
Permitting and Compliance Division  
Air Resources Management Bureau  
1520 East Sixth Avenue  
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**DRAFT ENVIRONMENTAL ASSESSMENT (EA)**

*Issued For:* T&T Contracting, Inc.  
PO Box 67  
Victor, MT 59875

*Permit Number:* 3815-01

*Preliminary Determination Issued:* 11/19/07

*Department Decision Issued:*

*Permit Final:*

1. *Legal Description of Site:* T&T operates a portable crushing/screening facility. However, Permit #3815-01 would apply while operating at any location in Montana, except within those areas having a Department-approved permitting program or those areas considered tribal lands. *A Missoula County air quality permit would be required for locations within Missoula County, Montana.* Addendum #1 applies to the T&T facility while operating at any location in or within 10 km of certain PM<sub>10</sub> nonattainment areas during the summer months (April 1 – September 30) and at sites approved by the Department during the winter months (October 1 – March 31).
2. *Description of Project:* On August 28, 2007, the Department received a request from T&T for a modification to Permit #3815-00. The modification requested the addition of six pieces of equipment: four crushers, one screen, and one diesel generator. The modification also requested the addition of an Addendum (Addendum #1) to Permit #3815-00.
3. *Objectives of Project:* The object of the project would be to produce business and revenue for the company through the sale and use of aggregate. The issuance of Permit #3815-01 with Addendum #1 would allow T&T to operate at any location in or within 10 km of certain PM<sub>10</sub> nonattainment areas during the summer months (April 1 – September 30) and at sites approved by the Department during the winter months (October 1 – March 31).
4. *Additional Project Site Information:* In many cases, this crushing/screening operation may move to a general site location or open cut pit, which has been previously permitted through the Industrial and Energy Minerals Bureau (IEMB). If this were the case, additional information for the site would be found in the Mined Land Reclamation Permit for that specific site.
5. *Alternatives Considered:* In addition to the proposed action, the Department considered the "no-action" alternative. The "no-action" alternative would deny issuance of the Montana Air Quality permit to the proposed facility. However, the Department does not consider the "no-action" alternative to be appropriate because T&T demonstrated compliance with all applicable rules and regulations as required for permit issuance. Therefore, the "no-action" alternative was eliminated from further consideration.

6. *A Listing of Mitigation, Stipulations, and Other Controls:* A listing of the enforceable permit conditions and a permit analysis, including a BACT analysis, would be contained in Permit #3815-01.
7. *Regulatory Effects on Private Property Rights:* The Department considered alternatives to the conditions imposed in this permit as part of the permit development. The Department determined the permit conditions would be reasonably necessary to ensure compliance with applicable requirements and to demonstrate compliance with those requirements and would not unduly restrict private property rights.
8. *The following table summarizes the potential physical and biological effects of the proposed project on the human environment. The “no action alternative” was discussed previously.*

|    |   | Major | Moderate | Minor | None | Unknown | Comments Included |
|----|---|-------|----------|-------|------|---------|-------------------|
| A. | Terrestrial and Aquatic Life and Habitats                     |       |          | X     |      |         | yes               |
| B. | Water Quality, Quantity, and Distribution                     |       |          | X     |      |         | yes               |
| C. | Geology and Soil Quality, Stability, and Moisture             |       |          | X     |      |         | yes               |
| D. | Vegetation Cover, Quantity, and Quality                       |       |          | X     |      |         | yes               |
| E. | Aesthetics  |       |          | X     |      |         | yes               |
| F. | Air Quality   |       |          | X     |      |         | yes               |
| G. | Unique Endangered, Fragile, or Limited Environmental Resource |       |          | X     |      |         | yes               |
| H. | Demands on Environmental Resource of Water, Air, and Energy   |       |          | X     |      |         | yes               |
| I. | Historical and Archaeological Sites                           |       |          |       | X    |         | yes               |
| J. | Cumulative and Secondary Impacts                              |       |          | X     |      |         | yes               |

**Summary of Comments on Potential Physical and Biological Effects:** The following comments have been prepared by the Department.

A. Terrestrial and Aquatic Life and Habitats

Terrestrials would use the same area as the crushing/screening operations as well as the gravel pit area. Impacts on terrestrial and aquatic life could result from storm water runoff and pollutant deposition, but such impacts would be minor, as the crushing/screening operations would be considered a minor source of emissions and would have intermittent and seasonal operations. Furthermore, the air emissions would have only minor effects on terrestrial and aquatic life because facility emissions would be well dispersed in the area of the operations (see Section 8.F of this EA). Therefore, only minor and temporary effects to terrestrial and aquatic life and habitat would be expected from the proposed crushing/screening operation.

B. Water Quality, Quantity, and Distribution

Water would be required for dust suppression on the surrounding roadways and areas of operation and for pollution control for equipment operations. However, pollutant deposition and water use would only cause minor, if any, impacts to water resources in these areas because the facility is small and only a small volume of water would be required to be used (as described in Section 8.F of this EA).

C. Geology and Soil Quality, Stability, and Moisture

The crushing/screening operations would have only minor impacts on geology and soil quality, stability, and moisture of soils. Only minor impacts from deposition of air pollutants on soils would result (as described in Section 8.F of this EA) and only minor amounts of water would be used for pollution control, and would be used, only as necessary, in controlling particulate emissions. Thus, only minimal water runoff would occur. Since only minor amounts of pollution would be generated and corresponding emissions would be widely dispersed before settling upon surrounding soils and vegetation (as described in Section 8.D of this EA), impacts would be minor. Therefore, any effects upon geology and soil quality, stability, and moisture from air pollutant emissions from equipment operations would be minor and short-lived.

D. Vegetation Cover, Quantity, and Quality

Minor impacts would occur on vegetative cover, quality, and quantity because the facility would operate in an area where vegetation has been previously disturbed. During operations, the facility would be a relatively minor source of emissions and the pollutants would be greatly dispersed (as described in Section 8.F of this EA); therefore, deposition on vegetation from the proposed project would be minor. Also, because the water usage would be minimal (as described in Section 8.B of this EA) and the associated soil disturbance from the application of water and water runoff would be minimal (as described in Section 8.C of this EA), corresponding vegetative impacts would be minor.

E. Aesthetics

The existing crushing/screening facility would be visible and would create noise while operating at the existing gravel pit site. However, the pit is located approximately one mile from the nearest residence, and Permit #3815-01 would include conditions to control emissions, including visible emissions, from the operation. The crushing/screening operation would be portable, would operate on an intermittent and seasonal basis, and would be a small industrial source. Therefore, any visual aesthetic impacts would be short-lived and minor.

F. Air Quality

Air quality impacts from the proposed project would be minor because this is an existing facility that would operate on an intermittent and temporary basis and would be located at previously disturbed sites. Permit #3815-01 would include conditions limiting the facility's opacity and the facility's crushing/screening production. Permit #3815-01 would also require water and water spray bars be available on site and used to control emissions. Permit #3815-01 would also limit total emissions from the crushing/screening facility and any additional T&T equipment operated at the site to 250 tons/year or less, excluding fugitive emissions. Additionally, Addendum #1 would apply while the facility is operating in or within 10 km of a certain PM<sub>10</sub> nonattainment areas and would impose more stringent requirements for operations within those areas.

Further, the Department determined that this existing crushing/screening facility would be a minor source of emissions as defined under the Title V Operating Permit Program because the source's PTE was limited below the major source threshold level of 100 TPY for any regulated pollutant. Pollutant deposition from the facility would be minimal because the pollutants emitted would be widely dispersed (from factors such as wind speed and wind direction) and would have minimal deposition on the surrounding area. Therefore, air quality impacts from operating the crushing/screening equipment in this area would be minor.

G. Unique Endangered, Fragile, or Limited Environmental Resources

The Department, in an effort to assess any potential impacts to any unique endangered, fragile, or limited environmental resources in the initial proposed area of operation (Section 6, Township 10 North, Range 19 West, in Ravalli County, Montana), previously contacted the Montana Natural Heritage Program (MNHP). Search results concluded there are four known species of concern within the area. The search area, in this case, is defined by the township and range of the proposed site, with an additional one-mile buffer. The species of concern are the Westslope Cutthroat Trout, Lewis's Woodpecker, Chaffweed, and Townsend's Big-eared Bat.

Westslope Cutthroat Trout may be located in rivers located within approximately one mile of the site. Since the majority of emissions from the proposed project would be expected to disperse before reaching the pit boundaries, stormwater runoff is contained within the property, and there are no nearby streams adjacent to the mining site, any effects on these species of concern would be minor. Furthermore, as the facility is a portable/temporary source having seasonal and intermittent operations the effects would be short-lived.

While the Lewis's Woodpecker may be found within one-half mile and the Townsend's Big-eared Bat may be found within 2 miles from the defined area, these animals may have many miles of potential habitat. Specific effects of operating the crushing/screening operation in this area would be minor since the facility is relatively small in size, and would have only temporary operations in the area. Pollution controls would be required by this permit to ensure that emissions from the crushing/screening operation would be minimal. The Department determined that any effects upon the Lewis's Woodpecker and Townsend's Big-eared Bat would be minor and short-lived.

Lastly, Chaffweed is a vascular plant that may be found within one-half mile from the defined area. Specific effects of operating the crushing/screening operation in the proposed area would be minor since the facility is relatively small in size, and would have only temporary operations in the area. Pollution controls would be required by this permit to ensure that emissions from the crushing/screening operation would be minimal. The Department determined that any effects upon the Chaffweed would be temporary and short-lived.

H. Demands on Environmental Resources of Water, Air, and Energy

Due to the relatively small size of the facility, the crushing/screening operation would only require small quantities of water, air, and energy for proper operation. Only small quantities of water would be required for dust suppression of emissions being generated at the site. In addition, impacts to air resources would be minor because the source is a minor industrial source of emissions, with intermittent and seasonal operations, and because air pollutants generated by the facility would be widely dispersed as described in Section 8.F of this EA. Energy requirements would also be small, as the facility would be powered by two industrial diesel generator engines that would use small amounts of fuel. Overall, any impacts to water, air, and energy resources would be minor.

I. Historical and Archaeological Sites

The Department previously contacted the Montana Historical Society - State Historical Preservation Office (SHPO) in an effort to identify any historical and/or archaeological sites that may be present in the proposed area of construction/operation. Search results concluded that there are no previously recorded historical or archaeological resources of concern within the area proposed for initial operations. According to the Montana State Historic Preservation Office, there would be a low likelihood of adverse disturbance to any known archaeological or historic site. Therefore, no impacts upon historical or archaeological sites would be expected as a result

of operating the proposed crushing/screening plant.

J. Cumulative and Secondary Impacts

The crushing/screening operation would cause minor cumulative and secondary impacts to the physical and biological aspects of the human environment because the facility would be limited in the amount of PM, PM<sub>10</sub>, NO<sub>x</sub>, carbon monoxide (CO), Volatile Organic Compounds (VOC) (including HAPs), and oxides of Sulfur (SO<sub>x</sub>) emissions to be generated. Emissions and noise generated from the equipment would, at most, result in only minor impacts to the area of operations because the crushing/screening plant would be seasonal and temporary. The proposed project would be short-term in nature, and have minor cumulative effects upon resources within the area. These resources include water, terrestrial and aquatic life, soils, and vegetation. Overall, cumulative and secondary impacts to the physical and biological aspects of the human environment would be minor.

9. *The following table summarizes the potential economic and social effects of the proposed project on the human environment. The “no action alternative” was discussed previously.*

|    |   | Major | Moderate | Minor | None | Unknown | Comments Included |
|----|---|-------|----------|-------|------|---------|-------------------|
| A. | Social Structures and Mores                                     |       |          |       | X    |         | yes               |
| B. | Cultural Uniqueness and Diversity                               |       |          |       | X    |         | yes               |
| C. | Local and State Tax Base and Tax Revenue                        |       |          | X     |      |         | yes               |
| D. | Agricultural or Industrial Production                           |       |          | X     |      |         | yes               |
| E. | Human Health  |       |          | X     |      |         | yes               |
| F. | Access to and Quality of Recreational and Wilderness Activities |       |          | X     |      |         | yes               |
| G. | Quantity and Distribution of Employment                         |       |          |       | X    |         | yes               |
| H. | Distribution of Population                                      |       |          |       | X    |         | yes               |
| I. | Demands for Government Services                                 |       |          | X     |      |         | yes               |
| J. | Industrial and Commercial Activity                              |       |          | X     |      |         | yes               |
| K. | Locally Adopted Environmental Plans and Goals                   |       |          | X     |      |         | yes               |
| L. | Cumulative and Secondary Impacts                                |       |          | X     |      |         | yes               |

**SUMMARY OF COMMENTS ON POTENTIAL ECONOMIC AND SOCIAL EFFECTS:** The following comments have been prepared by the Department.

A. Social Structures and Mores

The crushing/screening operation would cause no disruption to the social structures and mores in the area because the source is an existing minor industrial source of emissions and would only have temporary and intermittent operations. Further, the facility would be required to operate according to the conditions that would be placed in Permit #3815-01 and Addendum #1, which would limit the effects to social structures and mores.

B. Cultural Uniqueness and Diversity

The cultural uniqueness and diversity of this area would not be impacted by the proposed crushing/screening operation because the facility is an existing portable source, with seasonal and

intermittent operations.

C. Local and State Tax Base and Tax Revenue

The crushing/screening operations would have little, if any, impact on the local and state tax base and tax revenue because the facility would be a minor industrial source of emissions and would have seasonal and intermittent operations. The facility would require the use of only a few existing employees. Thus, only minor impacts to the local and state tax base and revenue could be expected from the employees and facility production. Furthermore, the impacts to local tax base and revenue would be minor because the source would be portable and the money generated for taxes would be widespread.

D. Agricultural or Industrial Production

The crushing/screening operations would have only a minor impact on local industrial production since the facility would be a minor source of aggregate production and air emissions. Also, the facility would locate on private land that will ultimately be replanted. Because minimal deposition of air pollutants would occur on the surrounding land (as described in Section 8.F of this EA), only minor and temporary effects on the surrounding vegetation (i.e. agricultural production) would occur. In addition, the facility operations would be small and temporary in nature and would be permitted with operational conditions and limitations that would minimize impacts upon surrounding vegetation, as described in Section 8.D of this EA.

E. Human Health

Permit #3815-01 would incorporate conditions to ensure that the crushing/screening facility would be operated in compliance with all applicable air quality rules and standards. These rules and standards are designed to be protective of human health. As described in Section 8.F. of this EA, the air emissions from this facility would be minimized by the use of water spray and other process limits that would be required by Permit #3815-01. Also, the facility would be operating on a temporary basis and pollutants would disperse from the ventilation of emissions at this site (see Section 8.F of this EA). Therefore, only minor impacts would be expected on human health from the proposed crushing/screening facility.

F. Access to and Quality of Recreational and Wilderness Activities

The site is situated in an undeveloped area. There are no known access routes to recreational or wilderness activities near the site. Noise from the facility would be minimal because the facility would be small, and the nearest residence is over 0.3 miles away. Also, the facility would operate on a seasonal and intermittent basis on private land and would be a relatively minor industrial source of emissions. Therefore, any changes in the quality of recreational and wilderness activities created by operating the equipment at this site would be expected to be minor and intermittent.

G. Quantity and Distribution of Employment

The portable crushing/screening operation would only require a few existing employees to operate and would have seasonal and intermittent operations. No individuals would be expected to permanently relocate to this area of operation as a result of operating the crushing/screening facility. Therefore, no effects upon the quantity and distribution of employment in this area would be expected.

H. Distribution of Population

The portable crushing/screening operation is a portable industrial facility that would only require the four employees currently employed to operate. No individuals would be expected to permanently relocate to this area of operation as a result of operating the crushing/screening facility. Therefore, the crushing/screening facility would not impact the normal population distribution in the initial area

of operation or any future operating site.  
I. Demands of Government Services

Minor increases would be seen in traffic on existing roadways in the area while the crushing/screening operation is in progress. In addition, government services would be required for acquiring the appropriate permits for the proposed project and to verify compliance with the permits that would be issued. However, demands for government services would be minor.

J. Industrial and Commercial Activity

The crushing/screening operation would represent only a minor increase in the industrial activity in the proposed area of operation because the source would be a relatively small industrial source that would be portable and temporary in nature. No additional industrial or commercial activity would be expected as a result of the proposed operation.

K. Locally Adopted Environmental Plans and Goals

T&T would be allowed, by Permit #3815-01, to operate in areas designated by EPA as attainment or unclassified for ambient air quality. Addendum #1 to Permit #3815-01 would allow for summertime operations (April 1 – September 30) in or within 10 km of certain PM<sub>10</sub> nonattainment areas. Permit #3815-01 would contain production and opacity limits for protecting air quality and to keep facility emissions in compliance with any applicable ambient air quality standards, as a locally adopted environmental plan or goal for operating at this proposed site. Because the facility is an existing portable source and would have intermittent and seasonal operations, any impacts from the facility would be minor and short-lived.

L. Cumulative and Secondary Impacts

The crushing/screening operations would only cause minor cumulative and secondary impacts to the social and economic aspects of the human environment in the immediate area of operation because the source would be a portable and temporary source. Further, no other industrial operations are expected to result from the permitting of this facility. Minor increases in traffic would have minor effects on local traffic in the immediate area. Because the source is relatively small and temporary, only minor economic impacts to the local economy would be expected from operating the facility. Further, this facility may be operated in conjunction with other equipment owned and operated by T&T, but any cumulative impacts upon the social and economic aspects of the human environment would be minor and short-lived. Thus, only minor and temporary cumulative effects would result to the local economy.

*Recommendation:* An Environmental Impact Statement (EIS) is not required.

*If an EIS is not required, explain why the EA is an appropriate level of analysis:* All potential effects resulting from construction and operation of the proposed facility are minor; therefore, an EIS is not required.

*Other groups or agencies contacted or which may have overlapping jurisdiction:* Montana Department of Environmental Quality - Permitting and Compliance Division (Industrial and Energy Minerals Bureau); Montana Natural Heritage Program; and the State Historic Preservation Office (Montana Historical Society).

*Individuals or groups contributing to this EA:* Montana Department of Environmental Quality (Air Resources Management Bureau)

*EA prepared by:* Moriah Peck, E.I.



*Date:* November 2, 2007